TO THE ZONING COMMISSIONER OF PAILTIMORE COUNTY: The undersigned, legal owner(s) of the property situate in Baltimore County and which is described in the description and plat attached hereto and made a part hereof, hereby petition for a Variance from Section 1B 02.3 C 1 to allow 15 from a side yard instead of the required 25'. (303.1) to allow a front/setback of 25' instead (1) BEFORE THE ZONING COMMISSIONER RE: PETITION FOR VARIANCES of the required average of 38.5'. NW Corner Lanvale St. & OF BALTIMORE COUNTY Dorchester Rd., 1st District aleuge of the Zoning Regulations of Baltimore County, to the Zoning Law of Paltimore County; for the following reasons: (indicate hardship or practical difficulty) Case No. 84-150-A JOHN R. PHILLIPS, et ux, Petitioners 1:::::: To enable a dwelling to be constructed in conformity with the surrounding dwellings. ORDER TO ENTER APPEARANCE BALTIMORE COUNTY ZONING PLANS ADVISORY COMMITTEE BALTIMORE COUNTY Mr. Commissioners Pursuant to the authority contained in Section 524.1 of the Baltimore County December 2, 1983 COUNTY OFFICE BLDG. 111 W. Chesapeake Ave. Towson, Maryland 21204 Property is to be posted and advertised as prescribed by Zoning Regulations Charter, I hereby enter my appearance in this proceeding. You are requested to notify I, or we, agree to pay expenses of above Variance advertising, posting, etc., upon filing of this petition, and further agree to and are to be bound by the zoning regulations and restrictions of Baltimore County adopted pursuant to the Zoning Law For Baltimore County. ZONING PLANS Mr. & Mrs. John R. Phillips me of any hearing date or dates which may be now or hereafter designated therefor, 5611 Talbot Street Baltimore, Maryland 21228 Nicholas B. Commodari and of the passage of any preliminary or final Order in connection therewith. I/We do solemnly declare and affirm, under the penalties of perjury, that I/we are the legal owner(s) of the property which is the subject of this Petition. RE: Case No. 84-150-A (Item No. 92)
Petitioner - John R. Phillips, et ux
Variance Petition ADVISORY COMMITTEE MEMBERS W. Hessian, IR - Bureau of Contract Purchaser: Engineering John W. Hessian, III People's Counsel for Baltimore County WILLIAM V. WERTZ, PRES. Department of The Zoning Plans Advisory Committee has reviewed the plans submitted with the above referenced petition. The Peter Max Zimmerman Traffic Engineering (Type or Print Name) Deputy People's Counsel Rm. 223, Court House following comments are not intended to indicate the appropriateness of the zoning action requested, but to assure that all parties are made aware of plans or problems with regard to the development plans that may have a bearing on this case. The Director of Planning may file a written report with the Zoning Commissioner with recommendations as to the suitability of the requested zoning. State Roads Commissi Towson, MD 21204 Bureau of Fire Prevention 494-2183 Realth Department I HEREBY CERTIFY that on this 22nd day of November, 1983, a copy of the Project Planning Baltimore, Maryland 21211 Building Department foregoing Order was mailed to Mr. and Mrs. John R. Phillips, 5511 Talbot Street, City and State Board of Education Enclosed are all comments submitted from the members of the Committee at this time that offer or request information on your petition. If similar comments from the remaining members are received, I will forward them to you. Otherwise, any comment that is not informative will be Zoning Administration Baltimore, MD 21223, Petitioners; and Mr. William V. Wertz, 3620 Hickory Avenue, Industrial 5611 Talbot Street Baltimore, MD 21211, Contract Purchaser. placed in the hearing file. This petition was accepted for filing on the date of the enclosed filing certificate and a hearing scheduled accordingly. Catonsville, Maryland 21228 Name, address and phone number of legal owner, companies Very truly yours, People's Counsel PETITION AND SITE PLAN NICHOLAS B. COMMODARI Zoning Plans Advisory Committee ORDERED By The Zoning Commissioner of Baltimore County, this \_\_\_\_\_18th\_\_ NBC:bsc of October, 983, that the subject matter of this petition be advertised, as required by the Zoning Law of b. imore County, in two newspapers of general circulation throughout Baltimore County, that property be posted, and that the public hearing be had before the Zoning Commissioner of Baltimore County in Room 106, County Office Building in Towson, Baltimore Enclosures EVALUATION COMMENTS cc: Hutkins Associates, Inc. 200 East Joppa Road County, on the 13th day of December , 1983 , at 9:30 o'clock Towson, Maryland 21204 Zoning Commissioner of Baltimore County. BALTIMORE COUNTY
DEPARTMENT OF TRAFFIC ENGINEERING
TOWSON, MARYLAND 21204
494-3550 BALTIMORE COUNTY
DEPARTMENT OF PUBLIC WORKS
TOWSON, MARYLAND 21204 Item #92 (1983-1984) Property Owner: John R. & Lucylle A. Phillips Mr. & Mrs. John E. Fhillips 5611 Talbot Street Baltimore, Karyland 21228 oct Hawking Assort, Inc. 200 E. Joppa Road Towson, Maryland 21204 November 10, 1983 STEPHEN E. COLLINS DIRECTOR HARRY J. PISTEL, P. E. DIRECTOR November 10, 1983 Water and Sanitary Sewer: November 10, 1983 A public 8-inch water main and 8-inch public sanitary sewerage exist in BALTIMORE COUNTY OFFICE OF PLANNING & ZONING Mr. Armold Jablon Dorchester Road. Mr. Arnold Jablon Zoning Commissioner County Office Building Zoning Commissioner County Office Building 111 W. Chesapeake Avenue Towson, Maryland 21204 County Office Building Towson, Maryland 21204 Towson, Maryland 21204 Re: Item #92 (1983-1984)
Property Owner: John R. & Lucylle A. Phillips
N/W cor. Lanvale St. and Dorchester Rd. Your petition has been received and accepted for filing this 18th day of <u>October</u>, 1983. Item No. 92,93,94,95 ZAC - Meeting of October 18, 1983 Acres: 75 X 241/246 RAM: EAM: FWR:ss Location: District: 1st Existing Zoning: H-NE Key Sheet 5 & 6 SW 23 Pos. Sheets Proposed Zoning: Dear Mr. Jablon: SW 2 F Topo 95 Tax Map The following comments are furnished in regard to the plat submitted to this office for review by the Zoning Advisory Committee in connection with the subject Zoning Commissioner Petitioner John R. Phillips, of us Received by: Micholas B. Commodari Highways: District: Petitioner's Chairman, Zoning Plans Dorchester Road and Lanvale Street, existing public roads, are proposed to be improved in the future as 30-foot closed section roadways on 50-foot rights-of-way with fillet areas for sight distance at their intersection. Dear Mr. Jablon: The Department of Traffic Engineering has no comments for item Sediment Control: numbers 92, 93, 94, and 95. Development of this property through stripping, grading and stabilization could result in a sediment pollution problem, damaging private and public holdings downstream of the property. A grading permit is, therefore, necessary for all grading, including the stripping of top soil. Storm Drains: The Petitioner must provide necessary drainage facilities (temporary or permanent) to prevent creating any nuisances or damages to adjacent properties, especially by the concentration of surface waters. Correction of any problem MSF/ccm which may result, due to improper grading or improper installation of drainage facilities, would be the full responsibility of the Petitioner.

MUR 22 1984

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Pursuant to the advertisement, posting of property, and public hearing on the Petition and it appearing that strict compliance with the Baltimore County Zoning Regulations would/wouldx not result in practical difficulty and unreasonable hardship ...pon the Petitioner(s) and the granting of the variance(s) requested will/will not adversely affect the health, safety, and general welfare of the community, the variance(s) should should should response to granted.

day of January, 19 84, that the herein Petition for Variance(s) to permit a side yard setback of 15 feet in lieu of the required 25 feet and a front yard setback of 25 feet in lieu of the required 38.5 feet for the expressed purpose of constructing a dwelling, in accordance with the site plan prepared by Hudkins Associates, Inc., dated September 27, 1983, is GRANTED, from and after the date of this Order, subject, however, to the following:

- 1. The dwelling shall not enroach on the 25 foot setback from Lanvale Street, except as shown on the site plan.
- 2. Approval of the aforementioned site plan by the Office of Planning and Zoning.

## BALTIMORE COUNTY, MARYLAND

#### INTER-OFFICE CORRESPONDENCE

Arnold Jablon, Zoning Commissioner TO Office of Planning and Zoning

Date November 9. 1983

FROM Ian J. Forrest SUBJECT Zoning Variance Items Meeting - October 18, 1983

> The Baltimore County Department of Health has reviewed the following zoning items and does not anticipate any health hazards at this time regarding these items.

> > - John R. Lucylle A. Phillips Item #94 - Baltimore and Ohio Railroad

Item #97 - Wilbur W. & Anne F. Ellison

Item #99 - Michael J. Svezzese, Jr.

Ian J. Forrest, Director BUREAU OF ENVIRONMENTAL SERVICES

IJF/fth

### BALTIMORE COUNTY TOWSON MARYLAND 21204-2586 494-4500

PAUL H. REINCKE CHIEF

November 22, 1983

Mr. William Hammond Zoning Commissioner Office of Planning and Zoning Baltimore County Office Building Towson, Maryland 21204

Attention: Nick Commodari, Chairman Zoning Plans Advisory Committee

RE: Property Owner: John R. & Lucylle A. Phillips

NW/Cor. Lanvale St. and Dorchester Road

Item No.: 92 Zoning Agenda: Meeting of October 18, 1983

Pursuant to your request, the referenced property has been surveyed by this Bureau and the comments below marked with an "X" are applicable and required to be corrected or incorporated into the final plans for the property.

 fire hydrants for the referenced property are required and shall be located at intervals or \_\_\_\_\_feet along an approved road, in accordance with Baltimore County Standards as published by the Department of Public Works.

( ) 2. A second means of vehicle access is required for the site.

( ) 3. The vehicle dead end condition shown at

EXCEEDS the maximum allowed by the Fire Department. . ( ) 4. The site shall be made to comply with all applicable parts of the

Fire Prevention Code prior to occupancy or beginning of operation. · ( % 5. The buildings and structures existing or proposed on the site shall comply with all applicable requirements of the National Fire Protection

Association Standard No. 101 "Life Safety Code", 1976 Edition prior to occupancy.

( ) 6. Site plans are approved, as drawn.

REVIEWER: Cot Osu Kuly 117-13 Approved:

Planning Group

Fire Prevention Bureau Special Inspection Division

BAITIMORE COUNTY
DEPARTMENT OF PERMITS & LICENSES
TOWSON MARYLAND 21204

TED ZALESKI, JR.

Mr. Arnold Jablon, Zoning Commissioner Office of Planning and Zoning County Office Building Towson, Maryland 2120

Comments on Item # 92 Zoning Advisory Committee Menting are as follows:

Property Owner: John R. & Lucylle A. Phillips NW/Cor. Lanvale Street and Dorchester Road Existing Zoning: D.R. 5.5 Variance to permit a 15' setback from a street side

Acres:75 x 241/246 and 25' and to permit a front yard learning to the required average of 27.5'.

District: lst.

- A. All structures shall conform to the Baltimore County Building Code 1981/Council Bill 4-82 findexed Marylands Exclesions the Exclesion by the Baltimore County Building Code 1981/Council
- B. A building/ & other permissial be required before beginning construction.
- C. Residential: Three sets of construction drawings are required to file a permit application. Architect/Engineer seal is/is not required. Non-reproduced seals and signatures are required on Plans and Technical Deta.
- D. Commercial: Three sets of construction drawings with a Maryland Registered Architect or Engineer shall be required to file a permit application.
- E. An exterior wall erected within 6'0 for Commercial uses or 3'0 for One & Two Family use group of an adjacent lot line shall be of one hour fire resistive construction, no openings permitted within 3'0 of lot lines. A firewall is required if construction is on the lot line, see Table 401, line 2, Section 1407 and Table 1402, also Section 503.2.
- F. Requested variance appears to conflict with the Baltimore County Building Code,
- G. A change of occupancy shall be applied for, along with an alteration permit application, and three required sets of drawings indicating how the structure will meet the Code requirements for the proposed change. Drawings may require
- H. Before this office can comment on the above structure, please have the owner, thru the services of a Registered in Maryland Architect or Engineer certify to this office, that, the structure for which a proposed change in use is proposed can comply with the height/area requirements of Table 505 and the required construction classification of Table 401.
- I. Comments Delete interior property line from plot plan.

NOTE: These comments reflect only on the information provided by the drawings submitted to the office of Planning and Zoning and are not intended to be construed as the full extent of any permit. If desired, additional information may be obtained by visiting Room 122 (Plans Review) at 111 W. Chesapeake Ave.

Charles E. Burnhem, Chief Plans Review

November 22, 1983

# BALTIMORE COUNTY PUBLIC SCHOOLS

Robert Y. Dubel, Superintendent

Towson, Maryland - 21204

Date: October 13, 1983

Mr. Arnold Jablon Zoning Commissioner Baltimore County Office Building 1111 West Chesapeake Avenue Towson, Maryland 21204

Z.A.C. Meeting of: October 18, 1983

RE: Item No: (92) 93, 94, 95 Property Owner: Location: Present Zoning: Proposed Zoning:

> District: No. Acres:

Dear Mr. Jablon:

The above items will not have an adverse effect on student population.

Wm. Nick Petrovich, Assistant Department of Planning

COLUMBIA OFFICE WALTER PARK Registered Surveyor

HUDKINS ASSOCIATES, INC. Engineers, Surveyors and Landscape Architects PHONE 730-9060 200 EAST JOPPA ROAD

L. GERALD WOLFF Landscape Architect PHONE 838-0888

BEL AIR OFFICE

September 29, 1983

Beginning for the same at the intersection formed by the north side of Lanvale Street with the west side of Dorchester Road, (40 feet wide) thence being part of lots 54, 55, 56, 33, 34, 35 and all of lot 57 as shown on the plat of Catonsville Heights, Block 8, recorded in Baltimore County Land Records in Plat Book W.P.C. 6 folio 178 and as shown on S.R.C. Plat No. 10682.

ROOM 101, SHELL BUILDING

TOWSON, MARYLAND 21204



Northwest corner of Lanvale Street and Dorchester Road

LOCATION:

DATE & TIME:

Tuesday, December 13, 1983 at 9:30 A.M. Room 106, County Office Building, 111 W. Chesapeake

Avenue, Towson, Maryland and Regulations of Baltimore County, will hold a public hearing:

the required 25 ft. and to allow a front yard setback of 25 ft.

The Zoning Regulation to be excepted as follows:

All that parcel of land in the First District of Baltimore County

PETITION FOR VARIANCES

1st Election District

ZONING: Petition for Variances

PUBLIC HEARING:

The Zoning Commissioner of Baltimore County, by authority of the Zoning Act

Petition for Variances to allow 15 ft. from a side yard instead of instead of the required average of 38.5 ft.

Section 1B02.3C.1 (303.1) - side and front yard setbacks in D.R. 5.5 zone

BALTIMORE COUNTY, MARYLAND

INTER-OFFICE CORRESPONDENCE

Arnold Jablon Zoning Commissioner Norman E. Gerber, Director

Office of Planning and Zoning John R. Phillips, et ux 84-150-A SUBJECT\_\_\_

There are no comprehensive planning factors requiring comment on this petition.

Office of Planning and Zoning

NEG:JGH:cav

the Zoning Department.

the hearing set above or made at the hearing.

Being the property of John R. Phillips, et ux, as shown on plat plan filed with

In the event that this Petition is granted, a building permit may be issued within the thirty (30) day appeal period. The Zoning Commissioner will, however,

entertain any request for a stay of the issuance of said permit during this period

for good cause shown. Such request must be received in writing by the date of

BY ORDER OF ARNOLD JABLON

ZONING COMMISSIONER OF BALTIMORE COUNTY



